

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE: DAVOL, INC./C.R. BARD, INC., Case No. 2:18-md-2846  
POLYPROPYLENE HERNIA MESH  
PRODUCTS LIABILITY LITIGATION CHIEF JUDGE EDMUND A. SARGUS, JR.  
Magistrate Judge Kimberly A. Jolson

This document relates to:

Betty Cooley

Civil Action No. 2:20-cv-4724

SHORT FORM COMPLAINT

Plaintiff(s) file(s) this Short Form Complaint pursuant to Case Management Order No.

and is/are to be bound by the rights, protections, and privileges and obligations of that Order.

Plaintiff(s) hereby incorporate(s) the Master Complaint in MDL No. 2846 by reference.

Plaintiff(s) further show(s) the Court as follows:

1. The name of the person implanted with Defendants' Hernia Mesh Device(s):

Betty Cooley

2. The name of any Consortium Plaintiff (if applicable):

N/A

3. Other Plaintiff(s) and Capacity (i.e., administrator, executor, guardian, conservator):

N/A

4. State of Residence:

Tennessee

5. District Court and Division in which action would have been filed absent direct filing:

The Western Division of Tennessee, Western Division

6. Defendants (Check Defendants against whom Complaint is made):

A. Davol, Inc.

B. C.R. Bard, Inc.

C. Other (please list: \_\_\_\_\_)

7 Identify which of Defendants' Hernia Mesh Device(s) was/were implanted (Check device(s) implanted):

3DMax Mesh

3DMax Light Mesh Bard

(Marlex) Mesh Dart

Bard Mesh

Bard Soft Mesh

Composix

Composix E/X

Composix Kugel Hemia

Patch

Composix LN

Kugel Hernia Patch

Marlex

Modified Kugel Hernia

Patch

Perfix Light Plug

- PerFix Plug
- Sepramesh IP
- Sperma-Tex
- Ventralex Hernia Patch
- Venfralex ST Patch
- Ventralight ST
- Ventrio Patch
- Ventrio ST
- Visilex
- Other (please list in space  
provided below):  

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8. Defendants' Hernia Mesh Device(s) about which Plaintiff is making a claim (Check applicable device(s)):

- 3DMax Mesh
- 3DMax Light Mesh
- Bard (Marlex) Mesh Dart
- Bard Mesh
- Bard soft Mesh
- Composix
- Composix E/X

Composix Kugel Hernia Patch

Composix L/P

Kugel Hernia Patch

Marlex

Modified Kugel Hernia Patch

Perfix Light Plug

PerFix Plug

Sepramesh IP

Sperma-Tex

Ventralex Hernia Patch

Ventralex ST Patch

Ventralight ST

Ventrio Patch

Ventrio ST

Visilex

Other (please list in space provided below):  
\_\_\_\_\_  
\_\_\_\_\_

9. Date of Implantation and state of implantation: September 15, 2006. Tennessee

10. As of the date of filing this Short Form Complaint, has the person implanted with Defendants' Hernia Mesh Device(s) had subsequent surgical intervention due to the Hemia Mesh Device(s)? Yes X No

11. Basis of Jurisdiction:

- Diversity of Citizenship  
 Other: \_\_\_\_\_

12. Counts in the Master Complaint adopted by Plaintiff(s):

- Count I — Strict Product Liability- Defective Design  
 Count II — Strict Product Liability- Failure to Warn  
 Count III — Strict Product Liability- Manufacturing Defect  
 Count IV— Negligence  
 Count V Negligence Per Se  
 Count VI— Gross Negligence  
 Count VII State Consumer Protection Laws (Please identify applicable State Consumer Protection law(s)):

Tennessee \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- Count VIII — Breach of Implied Warranty  
 Count IX — Breach of Express Warranty  
 Count X — Negligent Infliction of Emotional Distress  
 Count XI — Intentional Infliction of Emotional Distress  
 Count XII Negligent Misrepresentation  
 Count XIII Fraud and Fraudulent Misrepresentation  
 Count XIV-Fraudulent Concealmen  
 Count XV -Wrongful Death

- Count -Loss of Consortium
- Count XVII — Punitive Damages
- Other Count(s) (please identify and state factual and legal bases for other claims not included in the Master Complaint below):  

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- Jury Trial is Demanded as to All Counts
- Jury Trial is NOT Demanded as to All Counts; if Jury Trial is
- Demanded as to Any Count(s), identify which ones (list below): \_\_\_\_\_

/s/: Alexander Dwyer  
Attorney for Plaintiff

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